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#39

PATENT

Attorney Docket No.: 27866/32663

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

In the Application of:	)	I hereby certify that this paper and the
Boris Masinovsky <i>et al.</i>	)	papers referred to as attached are being
Serial No. 08/448,649	)	deposited with the United States Postal
Filed: May 24, 1995	)	Service, as first class mail, postage prepaid,
For: METHODS FOR USING	)	in an envelope addressed to the
AGENTS THAT BIND TO VCAM-1	)	Commissioner of Patents, Washington,
Group Art Unit: 1644	)	D.C. on March 20, 2003.
Examiner: Phillip Gambel, Ph.D.	)	

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JUDGE OF PATENT APPEALS  
AND INTERFERENCES

Greta E. Noland  
Greta E. Noland  
Registration No.: 35,302  
Agent for Applicants

PETITION UNDER 37 C.F.R. §1.183

Commissioner for Patents  
Washington, DC 20231

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Sir:

This petition is filed in response to the "Response of Non-Compliance Regarding Oral Hearing" mailed on March 6, 2003 indicating the request for oral hearing in the above-identified application was not filed in a separate paper as required by 37 C.F.R. §1.194(b).

Appellants request that the separate paper requirement of 37 C.F.R. §1.194(b) be suspended.

On December 11, 1998, Appellants filed two papers by first class mail, the first entitled "Transmittal of Appellant's Reply Brief" and the second entitled "Appellant's Reply Brief." A request for oral hearing (and authorization to charge the fee due for oral

hearing to our deposit account) was set out in the first paper. Appellants believed that the filing of a request for oral hearing in the first paper satisfied the requirement of 37 C.F.R. §1.194(b) in that it was separate from the reply brief (the second paper).

A check in the amount of the petition fee of \$130.00 under 37 C.F.R. §1.17(h) is enclosed.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN  
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March 20, 2003

By:

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